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PTO/SB/21 (04-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | |
|------------------------|-------------------|
| Application Number | 10/602,027 |
| Filing Date | 06-23-2003 |
| First Named Inventor | Samuel Pellicori |
| Art Unit | 2872 |
| Examiner Name | Arnel C. Lavarias |
| Attorney Docket Number | 26590-031-004 |

Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment/Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/
Incomplete Application

☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a
Provisional Application

☒ Power of Attorney, Revocation
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s)

Remarks

☐ After Allowance communication
to Technology Center (TC)
☐ Appeal Communication to Board
of Appeals and Interferences
☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please
Identify below):
Statement under 37 CFR
3.73(b); Copy of Assignment;
and Return Receipt Postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
Or
Individual name **Manatt Phelps & Phillips LLP.**
Jinntung Su, Reg. No. 42,174

Signature

Date **09-27-2004**

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name **Sheema Hicks**

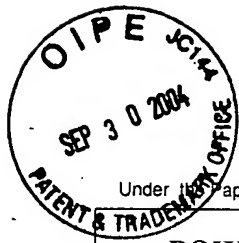
Signature

Date **09-27-2004**

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PTO/SB/80 (12-03)

Approved for use through 11/30/2005. OMB 0651-0035
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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:

☒ Practitioners associated with the Customer Number:

OR

36614

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

| Name | Registration Number |
|------|---------------------|
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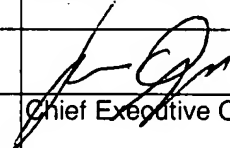
as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

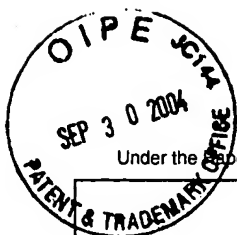
A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

| | | | |
|-----------|---|-----------|-----------|
| Name | Domenico Orzi | | |
| Signature |  | Date | 9/23/2004 |
| Title | Chief Executive Officer | Telephone | |

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: SAMUEL F. PELLICORI ET AL.Application No./Patent No.: 10/602,027Filed/issue Date: 06/23/2003Entitled: MULTI-LAYER THIN FILM OPTICAL FILTER ARRANGEMENTEUROSUN, a Limited Liability Company

(Name of Assignee)

(Type of Assignee, e.g. corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. [☒] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 014815, Frame 0118, or for which a copy thereof is attached.

OR

B. [] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

[☒] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

9/23/2004
Date

Telephone number

Domenico Orzi
Typed or printed name

[Signature]
Signature

Chief Executive Officer

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

CONFIRMATION OF ASSIGNMENT

WHEREAS, **Jax Holdings, Inc.**, a California corporation, having a principal place of business at PMB 36, P.O. Box 7000, Redondo Beach, California, 90277 U.S.A. (hereinafter referred to as "ASSIGNOR"), was through April 1, 2004 the owner of domestic and foreign patents and patent applications (the "Patent Rights"), including without limitation those listed on Exhibit A, as well as other intellectual property rights (the "Other Intellectual Property"), including without limitation trademarks and tradenames.

WHEREAS, pursuant to a Uniform Commercial Code Article 9 foreclosure sale, the Series D Noteholders of ASSIGNOR acquired on April 1, 2004 the assets of ASSIGNOR, including the Patent Rights and the Other Intellectual Property.

WHEREAS, the Series D Noteholders of ASSIGNOR immediately chose to operate through **Eurosun LLC**, a Delaware limited liability company of which they acquired 100% of the membership interest by virtue of the April 1, 2004 foreclosure sale.

WHEREAS, Eurosun LLC, a Delaware limited liability company (hereinafter referred to as "ASSIGNEE"), now uses for purposes of the Patent Rights and Other Intellectual Property the address in care of Robert D. Becker, Manatt Phelps & Phillips, 1001 Page Mill Road, Building 2, Palo Alto, California 94304 U.S.A., and is desirous of acquiring the exclusive right, title and interest in, to and under (i) the inventions object of the Patent Rights and the Other Intellectual Property, (ii) the Patent Rights and the Other Intellectual Property; (iii) any patents or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto.


NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged as of April 1, 2004, ASSIGNOR hereby confirms as of April 1, 2004 the sale, assignment, transfer and set over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to (i) said inventions and to all Letters Patent or applications or similar legal protection, (ii) the Patent Rights and the Other Intellectual Property; (iii) any patents or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto, all not only in the United States and its territorial possessions, but in all countries foreign thereto to be obtained for said inventions by said application, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States or a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNOR hereby confirms its authorization and request to the United States Commissioner of Patents and Trademarks and any officials of foreign countries whose duty it is to issue patents or any legal equivalent thereof to said ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said applications, said inventions and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said applications, said inventions and said Letters Patent and said equivalents in the United States or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

Executed effective April 1, 2004

For JAX HOLDINGS, INC.


By: Domenico Orzi, CEO
Jax Holdings, Inc.

State of _____) SS:
County of _____)

Before me personally appeared said Domenico Orzi and acknowledged the foregoing instrument to be his/her free act and deed this _____ day of June, 2004.

Seal

(Notary Public)

EXHIBIT A

| <u>Title</u> | <u>Appl. No.</u> | <u>Filing Date</u> | <u>Patent No.</u> | <u>Issue Date</u> |
|---|------------------|--------------------|-------------------|-------------------|
| Optical filter arrangement | 08/417,983 | April 6, 1995 | 5,731,898 | March 24, 1998 |
| Optical filter arrangement | 09/535,827 | March 24, 2000 | - | - |
| Multi-layer thin film optical filter arrangement | 10/602,027 | June 23, 2003 | - | - |

40765629.1

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

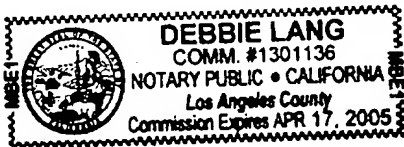
} ss.

County of Los Angeles

On 6-30-2004, before me, Debbie Lang, Notary Public,

personally appeared DOMENICO BRZI

personally known to me or proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) (~~is~~/are subscribed within the instrument and acknowledged to me that ~~he~~/she/~~they~~ executed the same in ~~his~~/her/~~their~~ authorized capacity(~~ies~~), and that by ~~his~~/her/~~their~~ signature(~~s~~) on the instrument the person(~~s~~), or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.



WITNESS my hand and official seal.

Debbie Lang

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title of Type of Document:

Confirmation of
assignment

Document Date: 4-1-2004 Number of Pages: _____

Signer(s) Other Than Named Above: _____

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on September 27, 2004
Date of Deposit

Sheena Hicks
Name of Person Mailing Correspondence
Sheena Hicks 9-27-2004
Signature Date

20116970.1

Serial/Patent No.: 10/602,027
Filing/Issue Date: June 23, 2003
Client: Eurosun LLC
Inventor(s): Samuel Pellicori et al.
Title: Multi-Layer Thin Film Optical filter arrangement

MPP File No.: 26590-031-004 Atty/Secty Initials: JS/sh
Date Mailed: September 27, 2004 Docket Due Date:

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☒ Power of Attorney (1 page)
- ☒ Statement Under 37 CFR 3.73(b) (1 page)
- ☒ Copy of Assignment (4 pages)
- ☒ Transmittal Letter, in duplicate (1 page)
- ☒ Certificate of Mailing (1st Class Mail) (1 page)
- ☒ Return Receipt Postcard

Other: _____